

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – Commercial Taxes Department – Allegations of corruption against Smt. D. Jhansi, Deputy Commercial Tax Officer-II and Sri M.S.R.K. Prasad, Junior Assistant, Office of the Commercial Tax Officer-II, Nellore – Article of Charges framed – Written Statements of Defence submitted – Enquiry Officer – Appointed – Enquiry Report – Submitted – Further action – Dropped – Orders – Issued.

REVENUE (VIG.I) DEPARTMENT

G.O. (Rt.) No. 886

Dt.07.07.2009.

Read the following:-

- 1) Memo No.59623/Vig.I(1)/200504, dt.20.09.2007.
- 2) CCT's Ref. No.V2/1281/2005, dt.02.01.2008.
- 3) CCT's Ref. No.V2/1281/2005, dt.01.02.2008.
- 4) Explanation of Smt. D. Jhansi, DCTO, dt.14.02.2008 and 04.03.1999.
- 5) Explanation of Sri M.S.R.K. Prasad, Junior Assistant, dt.14.02.2008 & 04.03.1999.
- 6) CCT's Proceedings Ref.No.V2/1281/2005, dt.26.04.2008.
- 7) CCT's Lr. Ref. No.V2/1281/2005, dt.17.03.2009.
- 8) DC (CT), Chittoor Divn., Ref. Rc.No.B1/296/2008, dt.04.02.2009.

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ORDER:

Whereas in the reference 1st read above, the Commissioner of Commercial Taxes was requested to initiate departmental action under Rule 20 of APCS (CC&A) Rules, 1991 against Smt. D. Jhansi, Deputy Commercial Tax Officer-II and Sri M.S.R.K. Prasad, Junior Assistant, Office of the Commercial Tax Officer-II, Nellore.

2) In the reference 2nd read above, charges were framed against Smt. Dhumpa Jhansi, Deputy Commercial Tax Officer, as she was committed grave misconduct in as much as she detained two lorries vide Regn. Nos.AP26 U 6575 and AP 26T 5427 on 29.9.2005 at Rajupalem Petrol Pump, Nellore without following the relevant procedure i.e., recording of statements of the Drivers or issuing notice to the Dealer or issuing detention order and failed to maintain absolute integrity in violation of APCS (Conduct) Rules, 1964.

3) And whereas in the reference 3rd read above, charges were framed against Sri Mannem Siva Rama Krishna Prasad, Junior Assistant, Office of the Commercial Tax Office No.II has committed grave misconduct in-as-much-as he collected an amount of Rs.1,68,000/- as mamools from Sri A. Mahananda Reddy, dealer of M/s. Balaji Traders and Sri Y. Ramana Reddy, Transport Operator on 01.10.2005 on behalf of Smt. D. Jhansi, Deputy Commercial Tax Officer-II and possessed empty cash receipts vide No.2380160 to 2380163, which were signed by Smt. D. Jhansi, Deputy Commercial Tax Officer-II and deviated the rule procedure, thus he violated the provisions of Rule 3(1)(2) of APCS (Conduct) Rules, 1964.

4) And whereas in the references 4th and 5th read above, both the Charged Officers have submitted their explanations to the charges framed against them.

5) And whereas in the reference 6th read above, the Deputy Commissioner (CT), Chittoor Division has been appointed as Enquiry Officer to conduct detailed enquiry against the charges framed against Smt. D. Jhansi, Deputy Commercial Tax Officer and Sri M.S.R.K. Prasad, Junior Assistant.

6) And whereas in the reference 7th read above, the Commissioner of Commercial Taxes has furnished the Enquiry Report and requested the Government for further orders.

7) And whereas in the findings of the Enquiry Officer in respect of Smt. D. Jhansi, Deputy Commercial Tax Officer stated that she did not record statement of drivers and issued notices under provisions of APVAT Act while detaining the above two vehicles and the charged official explained that due to the escape of the drivers from the scene by abruptly stopping vehicles at Settigunta Road she was unable to record statement of drivers and issue detention order to drivers. The entire issue was put in the knowledge of the then Deputy Commissioner (CT), Nellore by her. Therefore, Smt. D. Jhansi, Deputy Commercial Tax Officer, could not follow procedure as laid down under APVAT and Rules due to absconding of the drivers of vehicles and at the same time she had brought to the notice of the Deputy Commissioner (CT), Nellore about the facts of the case, from time to

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time. With regard to Charged Officer, Sri M.S.R.K. Prasad, Junior Assistant, found that the Enquiry Officer found that regarding first part of the charge that Rs.1,68,000/- found on his table was mamools collected from Sri A. Mahananda Reddy dealer of M/s Balaji Traders and Sri Y. Chinnaramana Reddy, Transport Operator on 01.10.2005 there is no substantial evidence to say that the above amount belongs to mamools. Regarding possession of empty cash receipts signed by the Deputy Commercial Tax Officer, the Junior Assistant is not at fault in having the receipt book along with signed empty receipts as he stated that the receipt book was given by Smt. D. Jhansi, Deputy Commercial Tax Officer to prepare challans for Rs.1,68,000/- on 01.10.2005.

8) Government after careful examination of the matter in detail, hereby decide to drop further action against Smt. D. Jhansi, Deputy Commercial Tax Officer and Sri M.S.R.K. Prasad, Junior Assistant.

9) The Commissioner of Commercial Taxes shall take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

ASUTHOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Smt. D. Jhansi, Deputy Commercial Tax Officer
through the Commissioner of Commercial Taxes, A.P., Hyderabad.
Sri M.S.R.K. Prasad, Junior Assistant
through the Commissioner of Commercial Taxes, A.P., Hyderabad.
The Commissioner of Commercial Taxes, A.P., Hyderabad.
Copy to:-
The Director General, Anti Corruption Bureau, A.P., Hyderabad.
The Secretary, A.P. Vigilance Commission, Secretariat, Hyderabad.
File/SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER